

DJF:TSJ:dpo

**UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

DAVID E. HILL,	:	CIVIL NO. 3:cv-11-1609
Plaintiff	:	
	:	
v.	:	(Conaboy, J.)
	:	
HARLEY LAPPIN, et al.,	:	
Defendants	:	Filed Electronically

**DEFENDANTS' MOTION TO STRIKE PLAINTIFF'S MOTION FOR
SUMMARY JUDGMENT**

NOW COME Defendants, B. Bledsoe, and Lieutenants J. Hepner, M. Saylor, M. Edinger, and P. Carrasquillo, by and through their counsel, who respectfully submit a motion to strike Plaintiff's Motion for Summary Judgment (Doc. 138) pursuant to Fed. R. Civ. P. 12(f). A brief in support of this motion will be filed in accordance with M.D. Pa. Local Rule 7.5.

Counsel certifies that he has not sought Plaintiff's concurrence with this motion pursuant to M.D. Pa. L.R. 7.1 because Plaintiff is a federal prisoner proceeding pro se.

Respectfully submitted,

DAVID J. FREED
United States Attorney

/s/ Timothy Judge
TIMOTHY JUDGE
Assistant U.S. Attorney
PA 203821
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Dated: July 16, 2018

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FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

DAVID E. HILL,	:	CIVIL NO. 3:cv-11-1609
Plaintiff	:	
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CERTIFICATE OF SERVICE

The undersigned hereby certifies that he is an employee in the Office of the United States Attorney for the Middle District of Pennsylvania and is a person of such age and discretion to be competent to serve papers. That this 16th day of July, 2018, he served a copy of the attached

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by placing said copy in a postpaid envelope addressed to the person hereinafter named, at the place and address stated below, which is the last known address, and by depositing said envelope and contents in the United States Mail at Scranton, Pennsylvania.

ADDRESSEE:

David E. Hill
Reg. No. 12585-007
USP Florence High
PO Box 7000
Florence, CO 81226

/s Donald P. Osborne
Donald P. Osborne
Paralegal Specialist